

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Cooperation Department – Departmental proceedings initiated against Sri B.Pome Naik, Special Cadre Deputy Registrar / District Cooperative Officer (Now Retired), Kadapa on the allegations of irregularities in discharging the duties and in failing to take action against the accused resulting loss caused to the DCMS, Kadapa and Government funds – Article of charges framed – Inquiry conducted – Charges held proved – Imposing of penalty – orders – Issued.

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AGRICULTURE & CO-OPERATION(VIG.II) DEPARTMENT

G.O.Rt.No.832

Dated:24.12.2021

Read the following:-

1. From the Spl.CC&RCS, AP, Guntur Letters No.2474/2016/SG, dated:01-04-2016 & 23-04-2016.
2. From the CC&RCS, AP, Guntur Letter No.2474/2016/SG, dated: 25-8-2016.
3. GORt.No.806, Agri.&Coop.(Vig.II)Dept., dated:13-12-2017.
4. Written statement of defence of Sri B. Pome Naik, SCDR/ District Cooperative Officer, Kadapa, dated:04-01-2018.
5. Govt.Memo No.34021/3/2016-SO(Vig.II), dated:31-01-2018.
6. From the Spl.CC&RCS, AP, Guntur Letter No.2474/2016/SG, dated: 20-02-2018.
7. Govt.Memo No.34021/3/2016-SO(Vig.II), dated:13-08-2019.
8. From Sri M. Srinivas Baba, Joint Registrar/Group Director, AMRDA, Vijayawada, Inquiring Authority, inquiry report dated:21-11-2020.
9. Govt. Memo No.34021/3/2016-SO(Vig.II), dated:02-02-2021.
10. From Sri B. Pome Naik, SCDR/District Cooperative Officer(Retired), Kadapa, representation, dated:10-04-2021.
11. Govt. Memo No.34021/3/2016(75089), dated:29-06-2021.
12. From Sri B. Pome Naik, SCDR/District Cooperative Officer (Retired), Kadapa, representation, dated:28-07-2021.
13. From the CC&RCS, AP, Guntur, Lr.Rc.No.2474/2016-SG, dated: 14-09-2021.
14. Govt. Letter No.34021/3/Vig.II/2016, dated:28-09-2021.
15. From the Secretary, APPSC, Letter No.493/DC&C/2021, dated: 01-12-2021.

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ORDER:

Based on the report of Special Commissioner for Cooperation and Registrar of Cooperative Societies, A.P., Guntur, on the allegations of irregularities in discharging the duties and in failing to take action against the accused resulting loss caused to the DCMS, Kadapa and Government funds, Government had initiated departmental proceedings by framing the following article of charges against Sri B.Pome Naik, Special Cadre Deputy Registrar / District Cooperative Officer(now Retired), Kadapa under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 in the reference 3rd read above:-

P.T.O.

Article of Charge-1:

"That the action of Sri B.Pome Naik, SCDR/ District Cooperative Officer, Kadapa(U/s) in submitting the proposals to the District Collector, Kadapa for dropping further action on surcharge proceedings initiated as per Section 51 Inquiry conducted into the affairs of DCMS Kadapa to save the delinquents which amounts to dereliction of duties".

Article of Charge-2:

"That Sri B.Pome Naik, SCDR/ District Cooperative Officer, Kadapa(U/s) has violated the APCS Rules 1964, in recommending the District Collector Kadapa to order Section 52 inspection into the affairs of DCMS Limited, Kadapa to District Collector, Kadapa after lapse of more the 6 months from the date of receipt of prima facie report (which reveals huge irregularities in the affairs of the society) from the Asst. Registrar (Sri Abraham) instead of filing criminal cases against the culprits which amounts dereliction of duties".

Article of Charge-3:

"That he failed to conduct Periodical Inspections of DCMS, Kadapa which is resulted in misappropriation and irregularities by the officials of DCMS thereby caused loss to the funds of DCMS and degrade the prestige of the institution which shows his negligent attitude in discharging his lawful duties entrusted. Hence, the charge".

2. The Charged Officer has submitted his written statement of defence dated:04-01-2018 denying the charges framed against him. Since the written statement of defence was not found satisfactory, Government, vide reference 7th read above, appointed Sri M. Srinivas Baba, Joint Registrar, CRDA, Vijayawada as Inquiring Authority to conduct regular inquiry into the charges framed against the Charged Officer.

3. After conducting the regular inquiry, the Inquiry Officer has submitted the inquiry report dated:21-11-2020 concluding that, the article of charges framed against the Charged Officer are held proved.

4. In the reference 9th read above, the inquiry report was communicated to the Charged Officer calling for his explanation. In turn, the Charged Officer has submitted explanation requesting to drop the charges framed against them.

5. Government, after careful examination of the matter with reference to the record of inquiry, have observed that the Charged Officer has not adduced any further evidence in support of his contention. The DCMS, Kadapa was given the task of distributing groundnut seed on subsidy. Mischief in this case led to loss to Government and to DCMS also. Timely action on the part of Charged Officer could have avoided the loss or at least resulted in recovery of the loss. Therefore, Government have provisionally decided to impose a penalty of 10% cut in eligible pension permanently against Sri B.Pome Naik, Special Cadre Deputy Registrar / District Cooperative Officer(Retired), Kadapa under Rule 9 of A.P.Revised Pension Rules, 1980, in the above disciplinary case. Accordingly, Show Cause Notice dated:29-06-2021 was issued to the Charged Officer.

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6. In turn, the Charged Officer Sri B.Pome Naik, Special Cadre Deputy Registrar / District Cooperative Officer(Retired), Kadapa has submitted his representation dated:28-07-2021, requesting to consider his representation and reduce the proposed penalty from 10% to 5% cut in pension.

7. After careful examination of the matter, Government have observed that, the Charged Officer Sri B.Pome Naik, Special Cadre Deputy Registrar / District Cooperative Officer(Retired), Kadapa has not put-forth any new grounds in his representation dated:28-07-2021 to the Show Cause Notice for consideration and decided to confirm the provisional decision to impose a penalty of 10% cut in eligible pension permanently against Sri B.Pome Naik, Special Cadre Deputy Registrar / District Cooperative Officer (Retired), Kadapa under Rule 9 of A.P.Revised Pension Rules, 1980, in the above disciplinary case. Accordingly, in the reference 14th read above, the APPSC was addressed for their concurrence on the decision of the Government.

8. In the reference 15th read above, the Secretary, Andhra Pradesh Public Service Commission, has informed that, the Commission agrees with the proposal of the Government to impose the penalty of 10% cut in eligible pension permanently against Sri B.Pome Naik, Special Cadre Deputy Registrar / District Cooperative Officer(Retired), Kadapa and advise accordingly.

9. Government, after thorough examination of the matter, hereby order to impose a penalty of 10% cut in eligible pension permanently against Sri B.Pome Naik, Special Cadre Deputy Registrar / District Cooperative Officer (Retired), Kadapa under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, in the above disciplinary case.

10. The Commissioner for Cooperation and Registrar of Cooperative Societies, A.P., Guntur shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PARDESH)

Y.MADHUSUDHANA REDDY, IFS,
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri B.Pome Naik, Special Cadre Deputy Registrar / District Cooperative Officer(Retired), Kadapa.

(Through : The Commissioner for Cooperation and Registrar of Cooperative Societies, A.P., Guntur)

The Commissioner for Cooperation and Registrar of Cooperative Societies, A.P., Guntur.

Copy to:-

The Secretary, A.P.P.S.C, Vijayawada.

The Accountant General, A.P., Vijayawada.

✓SC/SF.

// FORWARDED::BY ORDER //


SECTION OFFICER